

ANNE MILGRAM  
ATTORNEY GENERAL OF NEW JERSEY  
Division of Law 5th Floor  
124 Halsey Street  
P.O. Box 45029  
Newark, New Jersey 07101  
Attorney for the New Jersey Fire Alarm, Burglar Alarm  
and Locksmith Advisory Committee

**FILED**  
**FIRE ALARM, BURGLAR ALARM AND**  
**LOCKSMITH ADVISORY COMMITTEE**

*Laurence D. Meyer*  
7-28-09

STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
NEW JERSEY FIRE ALARM, BURGLAR ALARM  
AND LOCKSMITH ADVISORY COMMITTEE

IN THE MATTER OF THE SUSPENSION  
OR REVOCATION OF THE LICENSE OF

**MICHAEL S. SINGER**  
**Burglar Alarm License No. 34BA00144900**  
**Fire Alarm License No. 34FA00155100**  
**Locksmith License No. 34LS00042300**

TO PRACTICE AS A BURGLAR ALARM, FIRE  
ALARM AND LOCKSMITH LICENSEE IN THE  
STATE OF NEW JERSEY

Administrative Action

PROVISIONAL ORDER  
OF DISCIPLINE

This matter was opened to the New Jersey Fire Alarm, Burglar Alarm and Locksmith Advisory Committee ("the Committee") upon receipt of information which the Committee has reviewed and on which the following preliminary findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Michael S. Singer ("respondent") is a licensed burglar alarm installer, fire alarm installer and locksmith in the State of New Jersey and had been a licensee at all times relevant hereto.

2. Respondent was arrested on October 2, 2006 by the New Jersey State Police, Bloomfield, and eventually indicted and charged with three counts of Sexual Assault, pursuant to N.J.S.A. 2C:14-2b, N.J.S.A. 2C:14-2c(4) and N.J.S.A. 2C:14-2c(3)c; two counts of Criminal Sexual Contact, pursuant to N.J.S.A. 2C:14-2c, 14-3b; one count of Aggravated Sexual Assault, pursuant to N.J.S.A. 2C:14-2a(2)c; one count of Aggravated Criminal Sexual Contact, pursuant to N.J.S.A. 2C:14-3a, and three counts of Endangering the Welfare of a Child, pursuant to N.J.S.A. 2C:24-4a. (Exhibit A, copy of criminal arrest flagging, dated January 15, 2008, attached and made

a part of hereto). (Exhibit B, copy of Judgement of Conviction, dated March 30, 2009, attached and made a part of hereto).

3. On January 12, 2009, respondent pled guilty in Sussex County Superior Court to one count of Lewdness, pursuant to N.J.S.A. 2C:14-4a, and one count of Child Abuse, pursuant to N.J.S.A. 9:6-3. As a result, respondent was sentenced on March 20, 2009 to serve 270 days in the Sussex County Jail. Respondent was additionally sentenced to a 3 year term of probation; required to submit to psycho-sexual evaluation and follow all recommendations; take any and all prescribed medications; attend/complete counseling and have no unsupervised contact with minors under the age of 18 except for his own immediate family. (Exhibit B, copy of Judgement of Conviction, dated March 30, 2009, attached and made a part of hereto).

4. The Committee sent respondent a letter, dated March 27, 2009, requesting that respondent appear before the Committee to answer questions concerning the arrest and conviction. In response, respondent sent a letter to the Committee dated April 10, 2009. In the letter, respondent explained that he was unable to attend the inquiry due his incarceration on the charges. Respondent acknowledged he pled guilty to the charges, although he denied any wrongdoing. Respondent claimed the victim made false accusations against him.

#### CONCLUSIONS OF LAW

Respondent's conviction for Lewdness, pursuant to N.J.S.A. 2C:14-4A, and for Child Abuse, pursuant to N.J.S.A. 9:6-3, are crimes involving moral turpitude and which relate adversely to the activity regulated by the Committee, pursuant to N.J.S.A. 45:1-21(f).

ACCORDINGLY, IT IS, on this 21 day of July, 2009

HEREBY ORDERED THAT:

1. Respondent's licenses to practice as a burglar alarm installer, fire alarm installer and locksmith in the State of New Jersey are hereby provisionally suspended for a minimum one year period beginning upon the entry date of a final order of discipline.

2. Respondent shall refrain from engaging in practice as a burglar alarm installer, a fire alarm installer or as a locksmith in the State of New Jersey and shall not represent himself as such until such time as his licenses are reinstated.

3. Prior to reinstatement, respondent must appear before the Committee in order to demonstrate his fitness to resume practice and his compliance with all court ordered

requirements. Additionally, respondent shall demonstrate that he has been sufficiently rehabilitated. In determining whether respondent has been sufficiently rehabilitated, the Committee shall consider the factors delineated in the Rehabilitated Offenders Act, N.J.S.A. 2A:168A-1 et. seq. Specifically, the Committee shall consider:

- a. The nature and duties of the occupation, trade, vocation, profession or business, a license or certificate for which the person is applying;
- b. Nature and seriousness of the crime;
- c. Circumstances under which the crime occurred;
- d. Date of the Crime;
- e. Age of the person when the crime was committed;
- f. Whether the crime was an isolated or repeated incident;
- g. Social conditions which may have contributed to the crime;
- h. Any evidence of rehabilitation, including good conduct in prison or in the community, counseling or psychiatric treatment received, acquisition of additional academic or vocational schooling, successful participation in correctional work-release programs, or the recommendations of persons who have or have had the applicant under their supervision.

The Committee may condition respondent's return to practice on such conditions as it deems in its sole discretion to be reasonable to ensure the public safety and welfare.

4. The within order shall be subject to finalization by the Committee at 5:00 p.m. on the 30<sup>th</sup> business day following entry hereof unless respondent requests a modification or dismissal of the above stated Findings of Fact or Conclusions of Law by:

a) Submitting a written request for modification or dismissal to Executive Director, New Jersey Fire Alarm, Burglar Alarm and Locksmith Advisory Committee, P.O. Box 45042, Newark, NJ 07101.


b) Setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed.

c) Submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefore or offered in mitigation of penalty.

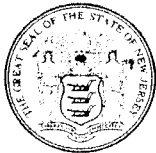
5. Any submissions will be reviewed by the Committee and the Committee will thereafter determine whether further proceedings are necessary. If no material discrepancies are raised through a supplemental submission during the thirty-day period, or if the Committee is not persuaded that the submitted materials merit further consideration, a Final Order of Discipline will be entered.

6. In the event that respondent's submissions establish a need for further proceedings, including, but not limited to, an evidentiary hearing, respondent shall be notified with regard thereto. In the event that an evidentiary hearing is ordered, the preliminary findings of fact and conclusions of law contained herein may serve as notice of the factual and legal allegations in such proceeding. Further, in the event a hearing is held, and upon review of the record, the Committee shall not be limited to the findings, conclusions and sanctions stated herein.

NEW JERSEY FIRE ALARM, BURGLAR ALARM  
& LOCKSMITH ADVISORY COMMITTEE

By:   
Robert Shoremount  
President

# **EXHIBIT A**



JON S. CORZINE  
Governor

## *New Jersey Office of the Attorney General*

Division of Consumer Affairs  
Criminal History Review Unit



ANNE MILGRAM  
Attorney General

DAVID SZUCHMAN  
Director

# FLAGGING

January 15, 2008

**Mailing Address:**  
P.O. Box 186  
Trenton, NJ 08625  
(609) 826-7184

To: Fire Alarm Burglar Alarm and Locksmith Advisory Committee

**REF: Michael S. Singer**

DOB: 06/30/1967

SS#: 144-68-7564

Applicant #: 1031751

As a result of the Flagging System, the following information has been revealed:

1. The above individual was arrested on 10/02/2006 by the New Jersey State Police for (1) Count 2C:14-2 Sexual Assault, (1) Count 2C:14-3 Criminal Sexual Contact, and (1) Count 2C:24-4 Endanger The Welfare Of Children. On 01/12/2009 Sussex County Superior Court, (1) Count 2C:14-4A Lewdness and (1) Count NJ 9:6-3 Child Abuse: Guilty. Sentencing scheduled on 03/20/2009 in Sussex County Superior Court. Agency Case # 200601630.

Please contact this office at 609-826-7126 if you have any questions.

Sincerely,  
Louis J. Krofka, Chief  
Criminal History Review Unit (JSL)

## **EXHIBIT B**

State of New Jersey

SUPERIOR COURT  
SUSSEX COUNTYNew Jersey Superior Court  
Law Division - Criminal  
Sussex County

v.

2009 MAR 25 PM 4:22

Defendant  
(Specify Complete Name)

Mike S. Singer

CRIMINAL DIVISION

DATE OF BIRTH

08/30/1967

SSI NUMBER

323939D

DATE OF ARREST

10/02/2006

DATE INDICTMENT/  
ACCUSATION FILED

08/21/2007

DATE OF  
ORIGINAL PLEA

01/12/2009

ORIGINAL PLEA

☐ Not Guilty☒ Guilty

ADJUDICATION BY

☒ GUILTY PLEA

DATE

☐ NON-JURY TRIAL

DATE

☐ JURY TRIAL

DATE

☐ DISMISSED / ACQUITTED

DATE

## ORIGINAL CHARGES

IND / ACC NO	COUNT	DESCRIPTION	DEGREE	STATUTE
07-08-00379-1	1	Sex Assault 4 yr>Victim	2 <sup>nd</sup>	2C:14-2b
	2	Agg Sex Asslt-13<16 yr Guard	1 <sup>st</sup>	2C:14-2a(2)c
	3	Sex Assault >13<16 by Def 4 yrs Older	2 <sup>nd</sup>	2C:14-2c(4)
	4	Agg Crim Sex Contact	3 <sup>rd</sup>	2C:14-3a
	5	Criminal Sex Contact Per	4 <sup>th</sup>	2C:14-2c, 14-3b
	6	Endanger Welfare Child-Duty	3 <sup>rd</sup>	2C:24-4a
	7	Endanger Welfare Child-Duty	3 <sup>rd</sup>	2C:24-4a
	8	Sex Assault-Victim 16-18 Foster Parent, Guardian	2 <sup>nd</sup>	2C:14-2c(3)c
	9	Criminal Sexual Contact Per	4 <sup>th</sup>	2C:14-2c, 14-3b
	10	Endanger Welfare Child-Duty	3 <sup>rd</sup>	2C:24-4a

## FINAL CHARGES

COUNT	DESCRIPTION	DEGREE	STATUTE
Count 6, 07-08-00379-1	Lewdness (as amended)	DP	2C:14-4a
Count 7, 07-08-00379-1	Abuse of Child-Cruelty-Neglect	4 <sup>th</sup>	9:6-3

## SENTENCE

It is, therefore, on March 20, 2009 ORDERED and ADJUDGED that the defendant is sentenced as follows.

Count 7, 07-08-00379-1: Defendant is hereby sentenced to a 3 year term of probation. Defendant is ordered to serve 270 days in the Keogh-Dwyer Correctional Facility (KDCF) with credit for 1 day of jail time served. The Court imposes the following condition(s) for probation: submit to a psycho-sexual evaluation and follow any/all recommendations; obtain/maintain gainful employment; take any/all prescribed medications; attend/complete counseling and follow any/all recommendations; have no contact with the victim or the victim's family; have no unsupervised contact with minors under the age of 18 except for his own immediate family: \$100 VCCA; \$75 SNSF; \$30 LEOTEF; \$2 per month probation supervision fee; \$2 transaction fee. Defendant is ordered to make monthly payments of \$150. Defendant is ordered to submit a DNA sample at their own expense.

Count 6, 07-08-00379-1: Merges into count 7.

☒ Defendant is ordered to pay restitution: Victims of Crime Compensation Office, \$850; Leslie Mginak, LCSW, \$1250

☒ Dismiss COUNTS 1, 2, 3, 4, 5, 8, 9, 10, 07-08-00379-1

☒ Bail is exonerated

- ☐ The defendant is hereby sentenced to community supervision for life pursuant to N.J.S.A.2C:43-6.4 with offenses occurring prior to 01/14/2004
- ☐ The defendant is hereby sentenced to parole supervision for life pursuant to N.J.S.A.2C:43-6.4
- ☐ The defendant is hereby ordered to serve a \_\_\_\_\_ year term of parole supervision which term shall begin as soon as defendant completes the sentence of incarceration pursuant to N.J.S.A.2C:43-7.2.
- ☐ The court finds that the defendant's conduct was characterized by a pattern of repetitive and compulsive behavior.
- ☐ The court finds that the defendant is amenable to sex offender treatment
- ☐ The court finds that the defendant is willing to participate in sex offender treatment.
- ☒ The defendant is hereby ordered to provide a DNA sample and ordered to pay the costs for testing of the sample provided.

State of New Jersey v. **Mike S. Singer**

S.B.I. # 323939D Ind / Acc 07-08-00379-1

<p><b>Total Fine \$ _____</b></p> <p><b>Total RESTITUTION \$1900</b></p> <p><input type="checkbox"/> Restitution is joint &amp; several.</p> <p>If the offense occurred on or after December 23, 1991, an assessment of \$50 is imposed on each count on which the defendant was convicted unless the box below indicates a higher assessment pursuant to N.J.S.A. 2C:43-3.1. (Assessment is \$30 if offense is on or after January 9, 1986 but before December 23, 1991, unless a higher penalty is noted. Assessment is \$25 if offense is before January 9, 1986.)</p> <p><input checked="" type="checkbox"/> Assessment imposed on count(s) <u>2</u> is \$100 each.</p> <p><b>Total VCCB Assessment \$100</b></p> <p><input checked="" type="checkbox"/> Installment payments are due at the rate of \$150 per month beginning within 30 days.</p>	<p>If any of the offenses occurred on or after July 9, 1987, and is for a violation of Chapter 35 or 38 of Title 2C.</p> <p>1) A mandatory Drug Enforcement and Demand Reduction (D.E.D.R.) penalty is imposed for each count. (Write in # times for each.)</p> <table style="width: 100%;"> <tr> <td style="width: 50%;"> <u>      </u> 1<sup>st</sup> Degree @ \$3000  <u>      </u> 2<sup>nd</sup> Degree @ \$2000  <u>      </u> 3<sup>rd</sup> Degree @ \$1000 </td> <td style="width: 50%;"> <u>      </u> 4<sup>th</sup> Degree @ \$750  <u>      </u> Disorderly Persons or Petty  <u>      </u> Disorderly Persons @ \$500 </td> </tr> </table> <p style="text-align: right;">Total D.E.D.R. Penalty \$ _____</p> <p><input type="checkbox"/> Court further Orders that collection of the D.E.D.R. penalty be suspended upon defendant's entry into a residential drug program for the term of the program.</p> <p>2) A forensic laboratory fee of \$50 per offense is ORDERED. _____ Offenses @ \$50.  Total Lab Fee \$ _____</p> <p>3) Name of Drugs involved _____</p> <p>4) A mandatory driver's license suspension of _____ month(s) is ORDERED.  The suspension shall begin today.  Driver's License Number _____  (IF THE COURT IS UNABLE TO COLLECT THE LICENSE, PLEASE ALSO COMPLETE THE FOLLOWING )</p> <p>Defendant's Address _____ Sex <u>n/a</u> Date of Birth _____  Eye Color <u>brn</u></p> <p><input type="checkbox"/> The defendant is the holder of an out-of-state driver's license from the following jurisdiction _____ Driver's License Number _____</p> <p><input type="checkbox"/> Defendant's non-resident driving privileges are hereby revoked for _____ months</p>	<u>      </u> 1 <sup>st</sup> Degree @ \$3000 <u>      </u> 2 <sup>nd</sup> Degree @ \$2000 <u>      </u> 3 <sup>rd</sup> Degree @ \$1000	<u>      </u> 4 <sup>th</sup> Degree @ \$750 <u>      </u> Disorderly Persons or Petty <u>      </u> Disorderly Persons @ \$500
<u>      </u> 1 <sup>st</sup> Degree @ \$3000 <u>      </u> 2 <sup>nd</sup> Degree @ \$2000 <u>      </u> 3 <sup>rd</sup> Degree @ \$1000	<u>      </u> 4 <sup>th</sup> Degree @ \$750 <u>      </u> Disorderly Persons or Petty <u>      </u> Disorderly Persons @ \$500		

If the offense occurred on or after April 2, 1981 and the conviction or guilty plea is for violation of N.J.S.A. 2C:20-2 for theft of a motor vehicle or if the offense occurred on or after August 2, 1993 and the conviction or guilty plea is for a violation of N.J.S.A. 2C:20-10 for unlawful taking of a motor vehicle ("Joyriding") the following are imposed:

1 A mandatory penalty of \$ \_\_\_\_\_ (First Offense \$ 500; Second \$ 750; 3rd or Subsequent Offense \$ 1000)

2 A mandatory driver's license suspension of \_\_\_\_\_ year(s) is ORDERED (First Offense 1 year license suspension; Second Offense 3 year license suspension; 3rd or Subsequent Offense 10 year license suspension)  
The suspension shall begin today

Driver's License Number \_\_\_\_\_ IF THE COURT IS UNABLE TO COLLECT THE LICENSE, PLEASE ALSO COMPLETE THE FOLLOWING:

Defendant's Address \_\_\_\_\_ Eye color \_\_\_\_\_ Sex \_\_\_\_\_ Date of Birth \_\_\_\_\_

☐ Defendant is the holder of an out-of-state driver's license from the following jurisdiction \_\_\_\_\_ (Driver's License Number) \_\_\_\_\_ ☐ Defendant's non-resident driving privileges are hereby revoked for \_\_\_\_\_ months

If the offense occurred on or after February 1, 1993 but was before March 13, 1995 and the sentence is to probation or to a state correctional facility, a transaction fee of up to \$1.00 is ordered for each occasion when a payment or installment payment is made. (P.L. 1992, c. 189) If the offense occurred on or after March 13, 1995 and the sentence is to probation, or the sentence otherwise requires payments of financial obligations to the probation division, a transaction fee of up to \$2.00 is ordered for each occasion when a payment is made. (P.L. 1995, c. 8)

If the offense occurred on or after August 2, 1993, a \$75 Safe Neighborhood Services Fund assessment is ordered for each conviction. (P.L. 1993, c. 220) \$75

If the offense occurred on or after January 5, 1994 and the sentence is to probation, a fee of up to \$25 per month for the probationary term is ordered. (P.L. 1993, c. 275)  
Amount per month \$2

If the crime occurred on or after January 9, 1987, a \$30 Law Enforcement Officers Training and Equipment Fund penalty is ordered. \$30

If the crime occurred on or after May 4, 2001, and the defendant has been convicted of aggravated sexual assault, aggravated criminal sexual contact, kidnapping under 2C:13-1c(2), endanger the welfare of a child by engaging in sexual conduct which would impair or debauch the morals of a minor under 2C:24-4a, endangering the welfare of a child pursuant to 2C:24-4b(4), luring or enticing a child pursuant to 2C:13-8, criminal sexual contact pursuant to 2C:14-3b if the victim is a minor, kidnapping pursuant to 2C:13-1, criminal restraint pursuant to 2C:13-2 or false imprisonment pursuant to 2C:13-3 if the victim is a minor and the offender is not the parent, promoting child prostitution pursuant to 2C:34-1b(3) or (4) or an attempt to commit any of these crimes, a \$800 Statewide Sexual Assault Nurse Examiner Program Penalty is ordered for each of these offenses \$ \_\_\_\_\_

Name (Court Clerk or Person preparing this form)

W.C., Secretary to the Hon. N. Peter Conforti

Telephone Number

(973) 579-0890

Name (Attorney for Defendant at Sentencing)

Brian Neary, Esq., 21 Main Street, Court Plaza South,  
Hackensack, NJ 07601

### STATEMENT OF REASONS - Include all applicable aggravating and mitigating factors

The relevant aggravating factor(s): (2) The gravity and seriousness of harm inflicted on the victim, including whether or not the defendant knew or reasonably should have known that the victim of the offense was particularly vulnerable or incapable of resistance due to advanced age, ill-health, or extreme youth, or was for any other reason substantially incapable or exercising normal physical or mental power of resistance; (9) The need for deterring the defendant and others from violating the law. The relevant mitigating factor(s): (7) The defendant has no history of prior delinquency or criminal activity or has led a law-abiding life for a substantial period of time before the commission of the present offense; (10) The defendant is particularly likely to respond affirmatively to probationary treatment; (11) The imprisonment of the defendant would entail excessive hardship to himself or his dependants, defendant's remorse. Defendant took advantage of the defendant while she was vulnerable. These offense took place over a 2 month period.

All comments and reasons given by the Court for imposition of this sentence, on the record at the time of sentence are incorporated and made a part thereof.

Judge (Name)

N. PETER CONFORTI, J.S.C.

Judge (Signature)



Date

03/24/2009

<input checked="" type="checkbox"/> It is further ORDERED that the sheriff deliver the defendant to the appropriate correctional authority.		
<input checked="" type="checkbox"/> Defendant is to receive credit for time spent in custody (R. 3:21-8).	TOTAL NUMBER OF DAYS	DATE (From/To)
	<input checked="" type="checkbox"/> Jail Credits <u>1</u>	10/03/2006
	<input type="checkbox"/> Prior Service Credits _____	
	<input type="checkbox"/> Rosado Credits _____	
<input type="checkbox"/> Defendant is to receive gap time credit for time spent in custody (N.J.S.A. 2C:44-5b(2)).	TOTAL NUMBER OF DAYS	DATE (From/To)
	_____	
Total Custodial Term <u>270 days</u> Institution <u>KDCF</u> Total Probation Term <u>3 years</u>		